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TO:	FROM: <b>DKB</b>
Schaetzle, Kennedy, Examiner	David K. Benson, Reg. No. 42,314
COMPANY:	DATE:
USPTO	MAY 31, 2005
FAX NUMBER:	TOTAL NO. OF PAGES INCLUDING COVER:
703-872-9306	13
PHONE NUMBER:	SENDER'S REFERENCE NUMBER:
703-308-4357	1023-253US01 (009.4015C1)
RE:	RECIPIENT'S REFERENCE NUMBER:
Amendment and Response to Ex Parte Quayle Action	09/760,212

URGENT

FOR REVIEW

PLEASE COMMENT

PLEASE REPLY

PLEASE RECYCLE

NOTES/COMMENTS:

**EXAMINING GROUP ART UNIT 3762  
FORMAL COMMUNICATION  
INTENDED FOR ENTRY**

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PTO/SB/21 (08-04)

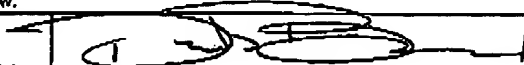
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<b>TRANSMITTAL FORM</b>  <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/760,212
	Filing Date	01/12/2001
	First Named Inventor	Joseph L. Sullivan
	Art Unit	3762
	Examiner Name	Schaetzle Kennedy
	Attorney Docket Number	1023-253US01 (009.4015C1)
Total Number of Pages in This Submission		12

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement  <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks <span style="border: 1px solid black; display: inline-block; width: 100px; height: 1.2em; vertical-align: middle;"></span>		
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT		
Firm Name	Ingrassia Fisher & Lorenz PC	
Signature		
Printed name	David K. Benson	
Date	May 31, 2005	Reg. No. 42,314

CERTIFICATE OF TRANSMISSION/MAILING	
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Signature	
Typed or printed name	David K. Benson
Date	May 31, 2005

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App. No. 09/760,212

Reply to Ex Parte Quayle Action of May 18, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Appl. No.	:	09/760,212	Confirmation No. 2683
Applicant	:	Joseph L. Sullivan	
Filed	:	01/12/2001	
Art Unit	:	3762	
Examiner	:	Schaetzle, Kennedy	
Docket No.	:	1023-253US01	
Customer No.	:	29,906	

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MAY 31 2005

**AMENDMENT AND RESPONSE TO EX PARTE QUAYLE ACTION**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Ex Parte Quayle Action mailed on May 18, 2005, please amend the above-identified application as set forth in this paper.

**Amendments to the Claims** begin on page 2 of this paper.

**Amendments to the Specification** begin on page 10 of this paper

**Remarks/Arguments** begin on page 11 of this paper.